SEP 2 7 2019

Joseph Durso
MuckRock News
DEPT MR 72087
411A Highland Ave.
Somerville, MA 02144

Via email: 72087-85214596@requests.muckrock.com

Re: HQ-2019-00800-F

Dear Mr. Durso:

This is a final response to the request for information that you sent to the Department of Energy (DOE) under the Freedom of Information Act (FOIA), 5 U.S.C. § 552. You requested:

> All Restricted Data Annual Reports pertaining to the years 2008-2018, as were required under 10 CFR 1045.19(b) to be prepared and made available to the public prior to that regulation being stricken.

Your request was assigned to DOE's Office of Environment, Health, Safety & Security (AU) to conduct a search of its files for responsive documents. AU started its search on May 6, 2019, which is the cut-off date for responsive records. AU has completed its search and identified thirty-two (32) documents responsive to your request. The documents are being released in their entirety.

The adequacy of the search may be appealed within 90 calendar days from your receipt of this letter pursuant to 10 C.F.R. § 1004.8. Appeals should be addressed to Director, Office of Hearings and Appeals, HG-1, L'Enfant Plaza, U.S. Department of Energy, 1000 Independence Avenue, S.W., Washington, D.C. 20585-1615. The written appeal, including the envelope, must clearly indicate that a FOIA appeal is being made. You may also submit your appeal by e-mail to OHA.filings@hq.doe.gov, including the phrase "Freedom of Information Appeal" in the subject line (this is the method preferred by the Office of Hearings and Appeals). The appeal must contain all the elements required by 10 C.F.R. § 1004.8, including a copy of the determination letter. Thereafter, judicial review will be available to you in the Federal District Court either (1) in the district where you reside, (2) where you have your principal place of business, (3) where DOE's records are situated, or (4) in the District of Columbia.

You may contact DOE's FOIA Public Liaison, Alexander Morris, FOIA Officer, Office of Public Information, at 202-586-5955, or by mail at MA-46/Forrestal Building, 1000 Independence Avenue, S.W., Washington, D.C. 20585, for any further assistance and to discuss any aspect of your request. Additionally, you may contact the Office of Government
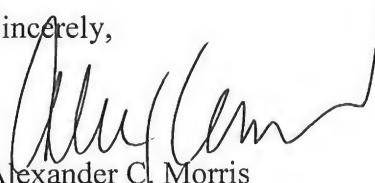
Information Services (OGIS) at the National Archives and Records Administration to inquire about the FOIA mediation services they offer. The contact information for OGIS is as follows: Office of Government Information Services, National Archives and Records Administration, 8601 Adelphi Road-OGIS, College Park, Maryland 20740-6001, e-mail at ogis@nara.gov; telephone at 202-741-5770; toll free at 1-877-684-6448; or facsimile at 202-741-5769.

The FOIA provides for the assessment of fees for the processing of requests. *See* 5 U.S.C. § 552(a)(4)(A)(i); *see* also 10 C.F.R. § 1004.9(a). Your request was placed in the "other" category for fee purposes. Requesters in this category are provided with two free hours of search time and 100 free pages of duplication. DOE's processing costs did not exceed $15.00, the minimum amount at which DOE assesses fees. Thus, no fees will be charged for processing your request.

If you have any questions about the processing of the request or this letter, you may contact Mr. Michael Snytkin at MA-46/Forrestal Building, 1000 Independence Avenue, S.W., Washington, D.C. 20585, or at (202) 287-6814.

I appreciate the opportunity to assist you with this matter.

Sincerely,

Alexander C. Morris
FOIA Officer
Office of Public Information

Enclosures

**Request #: HQ-2019-00800-F**

**Final response for Mr. Joseph Durso:**

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